

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION**

<b>HOWARD Z. GARNETT,</b>	)	<b>CASE NO. 7:16CV00132</b>
	)	
<b>Petitioner,</b>	)	
<b>v.</b>	)	<b>FINAL ORDER</b>
	)	
<b>HAROLD CLARKE, DIRECTOR,</b>	)	<b>By: Glen E. Conrad</b>
	)	<b>Chief United States District Judge</b>
<b>Respondent.</b>	)	

In accordance with the accompanying memorandum opinion, it is hereby

**ADJUDGED AND ORDERED**

that this petition for a writ of habeas corpus under 28 U.S.C. § 2254 is **DISMISSED** without prejudice as successive, and this action is stricken from the active docket of the court.

Further, finding that petitioner has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c)(1), a certificate of appealability is **DENIED**.

**ENTER:** This 28<sup>th</sup> day of March, 2016.

  
\_\_\_\_\_  
Chief United States District Judge